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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/025,195	12/19/2001	David Berd	1225/1D414US2	8483
28977 MORGAN I F	7590 12/27/2006 WIS & BOCKIUS LLP	EXAMINER		
1701 MARKE	T STREET	UNGAR, SUSAN NMN		
PHILADELPH	IIA, PA 19103-2921		ART UNIT	PAPER NUMBER
			1642	
			MAIL DATE	DELIVERY MODE
			12/27/2006	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)	
10/025,195	BERD, DAVID	
Examiner	Art Unit	
Susan Ungar	1642	

	Judan, Jugar		
The MAILING DATE of this communication appe	ears on the cover sheet with	the correspondence ad	dress
THE REPLY FILED 04 December 2006 FAILS TO PLACE THI			
1. The reply was filed after a final rejection, but prior to or on this application, applicant must timely file one of the follow places the application in condition for allowance; (2) a Notal Request for Continued Examination (RCE) in compliant time periods:	wing replies: (1) an amendme otice of Appeal (with appeal fe	nt, affidavit, or other evide e) in compliance with 37 (ence, which CFR 41.31; or (3)
a) \boxtimes The period for reply expires <u>6</u> months from the mailing dat	e of the final rejection.		
b) The period for reply expires on: (1) the mailing date of this no event, however, will the statutory period for reply expire	later than SIX MONTHS from the	mailing date of the final rejec	tion.
Examiner Note: If box 1 is checked, check either box (a) or TWO MONTHS OF THE FINAL REJECTION. See MPEP 7	706.07(f).		
Extensions of time may be obtained under 37 CFR 1.136(a). The date have been filed is the date for purposes of determining the period of exunder 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office late may reduce any earned patent term adjustment. See 37 CFR 1.704(b) NOTICE OF APPEAL	xtension and the corresponding ar shortened statutory period for rep or than three months after the mail	mount of the fee. The approp ly originally set in the final Of	riate extension fee fice action: or (2) as
 The Notice of Appeal was filed on <u>04 December 2006</u>. A of the date of filing the Notice of Appeal (37 CFR 41.37(a appeal. Since a Notice of Appeal has been filed, any rep AMENDMENTS 	a)), or any extension thereof (3	7 CFR 41.37(e)), to avoid	dismissal of the
3. The proposed amendment(s) filed after a final rejection,	but prior to the date of filing a	brief will not be entered	hagayaa
(a) ☐ They raise new issues that would require further co	onsideration and/or search (se	e NOTE below);	because
(c) They are not deemed to place the application in be		ally reducing or simplifying	the issues for
appeal; and/or		the main at a disclosion	
(d) They present additional claims without canceling a NOTE: <u>See Continuation Sheet</u> . (See 37 CFR 1.		ily rejected claims.	
4. The amendments are not in compliance with 37 CFR 1.		on Compliant Amandmant	(DTOL 224)
5. Applicant's reply has overcome the following rejection(s		on-Compliant Amenoment	(PTOL-324).
6. Newly proposed or amended claim(s) would be a		arate, timely filed amendm	ent canceling the
non-allowable claim(s). 7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is pro The status of the claim(s) is (or will be) as follows: Claim(s) allowed: none.	☑ will not be entered, or b) [wided below or appended.	☐ will be entered and an	explanation of
Claim(s) objected to: <u>none</u> .			
Claim(s) rejected: 2,6 and 22. Claim(s) withdrawn from consideration: 3 and 9-21.			
AFFIDAVIT OR OTHER EVIDENCE			
 The affidavit or other evidence filed after a final action, be because applicant failed to provide a showing of good ar was not earlier presented. See 37 CFR 1.116(e). 	ut before or on the date of filing and sufficient reasons why the a	g a Notice of Appeal will <u>n</u> ffidavit or other evidence	ot be entered is necessary and
 The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to showing a good and sufficient reasons why it is necessal 	overcome all rejections under	appeal and/or appellant fa	ails to provide a
10. ☐ The affidavit or other evidence is entered. An explanation REQUEST FOR RECONSIDERATION/OTHER	on of the status of the claims a	fter entry is below or attac	ched.
11. The request for reconsideration has been considered by See Continuation Sheet.	ut does NOT place the applica	tion in condition for allowa	ance because:
12. Note the attached Information Disclosure Statement(s). 13. Other:	(PTO/SB/08) Paper No(s)	_ /	
		Juan Hogar	m
		,&usan Ungar Primary Examiner	U

Art Unit: 1642

Continuation of 3. NOTE: The amendment of claim 2 to recite "consisting of" language raises new issues which require further consideration and/or search.

Continuation of 11. does NOT place the application in condition for allowance because: The amendment after-final has not been entered and Applicant's arguments are drawn to the claims as amended after final..